Dixit

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.114 OF 2007
IN
INSOLVENCY PETITION NO.47 OF 2002

Re.: .
Vinit Vijay Kumar ...Debtor

Ex-parte: .
Tata Finance Ltd. ...Petitioning Creditor

Mr.Kishore Jain, Advocate, i/b. Mehta & Girdharlal, for the Petitioning Creditor.

Mr.Kishore Mhatre, Advocate, i/b. M/s.Goenka Law Associate, for the Debtor.

Mr.Y.C. Parikh, Official Assignee, present.

CORAM : ABHAY S. OKA, J.
DATED : 16TH OCTOBER, 2007.

P.C.:

1. Heard learned Counsel appearing for the petitioning-creditor and learned Counsel appearing for the supporting creditors. The learned Counsel appearing for the petitioning-creditor states that dues of all the creditors have been paid by the debtor. Affidavit-cum-declaration of supporting creditors is taken on record and marked "X" for identification. The said affidavit records that the entire dues payable to the supporting creditors have been paid.

2. The Official Assignee states that there are no subsisting claims of any other party and commission and other charges have already been paid.

3. In view of the aforesaid factual position, Notice of Motion is made absolute in terms of prayer clauses (a) and (b).

[ABHAY S. OKA, J.]